

The Gazette



of India

GAZ-5235

PUBLISHED BY AUTHORITY

18-10-75

No. 271

NEW DELHI, SATURDAY, JULY 5, 1952

NOTICE

The undermentioned Gazette of India Extraordinary was published during the week ending the 1st July, 1952 :—

Suo lo.	No. and Date	Issued by	Subject
100	S. R. O. 1137, dated the 26th June 1952.	Ministry of Food and Agriculture.	Schedule showing the Tariff Value of Articles fixed with effect from the 1st July 1952.

Copies of the Gazette Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of this Gazette.

PART II—Section 3

Statutory Rules and Orders Issued by the Ministries of the Government of India (other than the Ministry of Defence) and Central Authorities (other than the Chief Commissioners).

MINISTRY OF HOME AFFAIRS

New Delhi, the 26th June 1952

S.R.O. 1142.—In exercise of the powers conferred by Section 27 of the Indian Arms Act, 1878 (XI of 1878), the Central Government is pleased to exempt the High Commissioner for the United Kingdom in India from the operation of the prohibitions contained in section 6 of the said Act in respect of the following arm:—

Rifle No. 2 Mk 4.....One.

2. The exemption shall remain valid for period of six months from the date of the issue of this notification.

[No. 9/19/52-Police-I.]

U. K. GHOSHAL, Dy. Secy.

MINISTRY OF STATES

New Delhi, the 25th June 1952

S.R.O. 1143.—In exercise of the powers conferred by section 2 of the *Pr States (Laws) Act, 1950 (XXX of 1950)*, the Central Government hereby e to the State of Tripura the West Bengal Prohibition of Smoking in Show i and Public Halls Act, 1950 (West Bengal Act LV of 1950), as at present in in the Stato of West Bengal, subject to the following modification, namely:—

1. In the preamble, for the words "West Bengal", the word "Tripura" sh substituted.
2. In section 1—
 - (a) for sub-section (2), the following sub-section shall be substitut namely:—

"(2) It extends to the whole of Tripura".
 - (b) for sub-section (3), the following sub-section shall be substituted namely:—

"(3) It shall come into force at once".
3. For section 6, the following section shall be substituted, namely:—

"6. The Chief Commissioner or any officer of the Government of Tripur authorised in this behalf by the Chief Commissioner may, by gener or special order in writing, direct that the provisions of this Act sha not apply in respect of any show house or public hall or any demon stration, exhibition or public meeting therein".

APPENDIX

The West Bengal Prohibition of Smoking in Show Houses and Public Halls Act 1950 (West Bengal Act LV of 1950) as amended by this notification.

WEST BENGAL ACT LV OF 1950

THE WEST BENGAL PROHIBITION OF SMOKING IN SHOW HOUSES AND PUBLIC HALLS ACT, 1950.

An Act to prohibit smoking in show houses and public halls in West Bengal.

Whereas it is expedient to prohibit smoking in show houses and public halls i Tripura;

It is hereby enacted as follows:—

1. **Short title, extent and commencement.**—(1) This Act may be called the *West Bengal Prohibition of Smoking in Show Houses and Public Halls Act, 1950*.

(2) It extends to the whole of Tripura.

(3) It shall come into force at once.

2. **Definitions.**—In this Act,—

(a) "show house" means any building, or any roofed and enclosed structure used ordinarily or occasionally for the demonstration or exhibition to the public, whether on payment or otherwise, of cinematographic films, dramatical, pantomime, or musical performances, dances, physical feat of human beings or animals, conjuring tricks or sleights of hand, boxing, wrestling, skating, billiards or table-tennis competitions, or any other indoor amusement or diversion whatsoever;

(b) "public hall" means a chamber or hall used ordinarily or occasionally as a place of public assembly or meeting.

3. **Penalty for smoking in show houses and public halls.**—Whoever smokes, during a demonstration, exhibition or meeting, in any part of a show house or public hall reserved for the audience or the spectators shall be punishable with fine which for a first offence may extend to twenty-five rupees and for a second or subsequent offence to one hundred rupees.

4. **Power to arrest without warrant.**—Any police officer not below the rank of sub-inspector may arrest without warrant any person committing in his presence an offence under section 3.

5. Management to post notices or exhibit slides.—(1) Every person responsible for the management of a demonstration or exhibition in a show house and every person who controls the deliberations of a public, assembly or meeting in a public hall, shall bring to the notice of the audience or the spectators, by posting notices prominently or by exhibiting slides, that any person smoking during a demonstration, exhibition or meeting, in any part of such show house or public hall reserved for the audience or spectators shall be liable to arrest without warrant and to fine.

(2) Whoever contravenes the provisions of sub-section (1) shall be punishable with fine which may extend to fifty rupees.

6. Power to exclude from the operation of the Act.—The Chief Commissioner or any officer of the Government of Tripura authorised in this behalf by the Chief Commissioner may, by general or special order in writing, direct that the provisions of this Act shall not apply in respect of any show house or public hall or any demonstration, exhibition or public meeting therein.

[No. 156-J.]

K. N. V. NAMBISAN, Asstt. Secy.

MINISTRY OF FINANCE (REVENUE DIVISION)

HEADQUARTERS ESTABLISHMENT

New Delhi, the 27th June, 1952

S.R.O. 1144.—In pursuance of clause (b) of sub-rule (ii) of rule 2 of the Appellate Tribunal Rules, 1946, the Central Government is pleased to appoint Shri J. N. Mazumdar, Income-tax Officer, as Authorised Representative to appear, plead and act for an Income-tax Authority who is party to any proceedings before the Income-tax Appellate Tribunal.

[No. 29]

S. P. LAHIRI, Dy. Secy.

MINISTRY OF COMMERCE AND INDUSTRY

New Delhi, the 28th June 1952

S.R.O. 1145.—In exercise of the powers conferred by section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government hereby directs that the following further amendment shall be made in the Cotton Textiles (Control) Order, 1948, namely:—

In the said order, in sub-clause (4A) of clause 28 for the figure and letters "10 lbs." the figure and letters "20 lbs." shall be substituted.

[No. 9(4)-CT(A)/52-10.]

S.R.O. 1146.—In exercise of the powers conferred by section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government hereby directs that the following further amendments shall be made in the notification of the Government of India in the late Ministry of Industry and Supply No. 81-Tex.1/48(i), dated the 4th December 1948, namely:—

In the said notification:—

1. in item (i) after the letters, word and figure "CST No. 5A" the letters, word and figure "CST No. 5B" shall be inserted;

2. in item (ii) after the letters, word and figure "CST No. 5" the letters, words and figures "CST No. 5A, CST No. 5B" shall be inserted;

3. in the Forms CST-B, CST No. 2, CST No. 6 and CST No. 7 appended to the said notification, for the words "Province/State" or "Province or State" wherever they occur the word "State" shall be substituted;

4. in Form CST-B—

- (a) For clause (c) of Item (3) (A) the following clause shall be substituted, namely:—

“(c) In all other departments including processing, finishing, clerical etc.”

- (b) after item (4) the following item shall be inserted, namely:—

“(5) LOOMS AND SPINDLES INSTALLED OR DISMANTLED DURING THE MONTH.

	LOOMS	Spindles
Number of additional looms and spindles installed during the month.		
Number of looms and spindles dismantled during the month.		

5. in Form CST No. 2 after serial No. 2 the following item shall be inserted as serial No. 3, namely:—

“3(a) Total No. of looms of reedspaces 48”—58” (both inclusive) installed in the mills.....

(b) Average No. of looms of reedspaces 48”—58” (both inclusive) employed in producing dhoties in each shift.	1st shift	2nd shift	3rd shift.
--	-----------	-----------	------------

(c) Average No. of looms of reedspaces 48”—58” (both inclusive) employed in producing dhoties in each shift.

(d) Average No. of looms of reedspaces 48”—58” (both inclusive) employed in producing sarees in each shift.”

6. In Form CST No. 6—

- (a) in the heading for the words “DELIVERIES OF YARN MADE FOR DEFENCE AND EXPORT”, the words, brackets and letters “DELIVERIES OF YARN (INCLUDING SEWING THREAD AND SEWING THREAD YARN) FOR (a) GOVERNMENT PURPOSES (DEFENCE ETC.) AGAINST PURCHASE ORDERS, AND (b) EXPORT” shall be substituted;

- (b) after column 19 the following column shall be inserted, namely:—

“Month of Packing
20”

- (c) for note 2 the following notes shall be substituted, namely:—

“(2) Deliveries of cone yarn, waste yarn, selvedge yarn, sewing thread and sewing thread yarn should be shown separately and should be distinguished by “C” for cone yarn, “W” for waste yarn, “S” for selvedge yarn, “ST” for sewing thread, and “STY” for sewing thread yarn suffixed to the quantities.

(3) the totals, both in bales and pounds, of all the entries made under columns 6 to 18, should be shown at the foot of the respective columns.”

- (d) at the foot of the Form for the words “Signature of Manager or Managing Agents” the following words shall be substituted, namely:—

“Signature of Manager or Managing Agent.

Date.....Place.....”

7. in Form CST No. 7—

- (a) for the heading "DELIVERIES OF YARN (EXCLUDING SEWING THREAD AND SEWING THREAD YARN) (A) AGAINST SPECIAL PERMITS AND (B) TO NOMINEES OF PROVINCIAL/STATE TEXTILE COMMISSIONERS DURING THE CALENDAR MONTHS OF 194 " the following heading shall be substituted, namely:—

"DELIVERIES OF YARN (EXCLUDING SEWING THREAD AND SEWING THREAD YARN) TO (a) STATE TEXTILE AUTHORITIES, OR THEIR NOMINEES, AND (b) OTHERS UNDER GENERAL OR SPECIAL DIRECTIONS DURING THE CALENDAR MONTH OF.....195 ".

- (b) after column 18 the following column shall be inserted, namely:—

"Month of Packing
19 "

- (c) after note 2 the following note shall be inserted, namely:—

"3. The totals both in bales and pounds of all the entries made under columns 5 to 17 shall be shown at the foot of the respective columns".

- (d) at the foot of the Form for the words "Signature of Manager, or Managing Agents" the following words shall be substituted, namely:—

"Signature of Manager or Managing Agent

Date.....Place....."

8. for Forms CST No. 1, CST No. 3A and CST No. 5 the following respective Forms shall be substituted, namely:—

CST No. 1

Zone Mill's Serial No. Composite Mill Checked by Entered by

(Entries above this line should not be filled in by the person making the return)

FORM CST. No. 1

PRODUCTION OF CLOTH DURING THE CALENDAR MONTH OF

195

IMPORTANT:—This form should be completed in accordance with the instructions given below and sent to the Office of the Textile Commissioner, CST Section, Ballard Estate, Bombay-1, so as to reach on or before the 10th of every month giving details relating to the previous month. Manufacturers are advised in their own interests to post the returns under a Certificate of Posting or Registered for Acknowledgement due.

Name of Manufacturer Address State Taxmark No.

PART I—PRODUCTION OF CLOTH AT LOOM STATE (i.e. as obtained from the looms).

Coarse		Medium		Fine		Superfine		Total cloth produced during the month	
Lbs.	Yds.	Lbs.	Yds.	Lbs.	Yds.	Lbs.	Yds.	Lbs.	Yds.

Production of miscellaneous cloth usually measured by weight only and as such not included above lbs. Pieces.

PART II—TOTAL CLOTH PACKED DURING THE MONTH

Cloth packed for civil consumption should be in full standard bales and cloth for export and Government purposes should be given in the actual number of bales packed.

(Repacked bales should be excluded)

Serial No.	Cloth packed during the month	Coarse		Medium		Fine		Superfine		Total		All other miscellaneous piece-goods/cloth not included under coils. 2 to 11	
		Yds.	No. of bales	Yds.	No. of bales	Yds.	No. of bales	Yds.	No. of bales	Yds.	No. of bales	Lbs.	No. of bales
	1	2	3	4	5	6	7	8	9	10	11	12	13
1	Grey												
2	Bleached												
3	Coloured other than printed												
4	Printed												
5	Total of items 1, 2, 3 and 4												
6	Export												
7	Civil												
8	Govt. Purposes (Defence etc.)												
9	Total of items 6, 7 and 8												
	(NOTE.—Must be equal to total against item 5).												

10 Split cloth, if any, included in Part II above. yds. (measuring yds. at loomstate).

11 Total cloth in loose condition including cloth under process at the end of the month. (These figures should be based on the actual stock as per inventory made from time to time).

(a) Cloth measured in lbs. and Yds. lbs. yds.

(b) Miscellaneous cloth measured in lbs. only. lbs.

I do hereby declare that I have compared the above particulars with the records and books of my mill and that they are, in so far as I can ascertain, accurate and complete.

Date.

Place.

Signature of Manager or Managing Agents.

3	Balance (Item 1-2)									
4	(I) Cloth Bales packed for (a) Export bales yards (b) Government purposes (Defence etc.) Bales Yards (c) Civil purposes Bales (II) Cloth bales repacked									
5	Total (3+4) in bales only									
6	Cloth delivered during the month for (a) Export Bales Yards (b) Government purposes (Defence etc.) Bales Yards (c) Civil purposes Bales									
7	Total cloth delivered in bales only									
8	Closing Stock (Item 5-7)									
9	Stock held in Mill's account (i.e. all un- invoiced bales in stock (Item 8-1C).									
10	Stock held on other persons' account (i.e. all invoiced bales in stock).									

[For Part II, please turn over

PART II

Total deliveries made to each State during the month for Civil Consumption.

(Please see instruction 4 overleaf).

(Figures in full standard bales)

Name of the State on whose account delivered	Coarse	Medium	Fine	Superfine	Total	Fents, etc.
1	2	3	4	5	6	7
Assam						
Bihar						
Bombay						
Madhya Pradesh						
Madras						
Orissa						
Punjab						
Uttar Pradesh						
West Bengal						
Hyderabad						
Jammu and Kashmir						
Madhya Bharat						
Mysore						
Pepsu						
Rajasthan						
Saurashtra						
Travancore-Cochin						
Ajmer						
Bhopal						
Bilaspur						
Coorg						
Delhi						
Himachal Pradesh						
Cutch						
Manipur						
Tripura						
Vindhya Pradesh						

I do hereby declare that I have compared the above particulars with the records and books of my mills and that they are, in so far as I can ascertain accurate and complete.

Date

Place.....

Signature of Manager or Managing Agents.

Zone..... Mill's Serial No. Spinning Mill Checked by..... Entered by.....
Composite

FORM C. S. T. No. 5

IMPORTANT.—This form should be completed and sent to the Office of the Textile Commissioner, CST Section, Ballard Estate, Bombay—1, so as to reach on or before the 10th of every month giving details relating to the previous month. Manufacturers are advised in their own interests to post the returns under a Certificate of Posting or Registered for Acknowledgment Due.

Full Name of Manufacturer..... Address.....
 Trademark No. State.....

[illegible]

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
6	Yarn utilised for manufacture of cloth during the month Yarn utilised during the month for manufacture of (a) Cloth, (b) Hosiery (c) Other materials, tapes, ropes, bands etc.													
7	Yarn delivered for Government purposes (Defence etc.) against purchase orders													
8	Yarn delivered for Export with export markings													
9	Yarn excluding S. T. & S. T. Y. deliveries to State Textile Authorities or their nominees (excluding deliveries shown against items 7, 8 and 10)													
10	Yarn excluding S. T. and S. T. Y. deliveries to others under general or special directions (excluding deliveries shown against items 7 & 9)													
11	Deliveries (excluding deliveries for Government purposes and Export) of (a) Sewing thread yarn (b) Sewing thread in balls, spools, Tubes etc.													
12	Yarn weight lost during process													
13	Total of items 6 to 12 both inclusive													
14	Stock of yarn at the end of the month (Item 5—Item 13)													
15	Stock of yarn sold, i.e., invoiced and awaiting delivery at the end of the month													
16	Stock of yarn in balance :— (a) Quantity in loose condition. (b) Quantity in packed bales													

17. Cotton and or waste mixings consumed during the month..... lbs. ?

I do hereby declare that I have compared the above particulars with the records and books of my mill and that they are, in so far as I can ascertain, accurate.

Date.....

Signature of Manager or Manager

Place.....

Zone Mill's Serial No. Spinning Mill Checked by Entered by
 Composite

(Entries above this line should not be filled in by the person making the return)

FORM C.S.T. No. 5B.

STOCK OF YARN INVOICED AND AWAITING DELIVERY AT THE END OF THE MONTH OF 195 ..

IMPORTANT:—This should be completed and sent to the office of the Textile Commissioner, CST Section, Ballard Estate, Bombay 1, so as to reach on or before the 10th of every month giving details relating to the previous month. Manufacturers are advised in their own interests to post the returns under a Certificate of Posting or Registered for Acknowledgment Due.

Full Name of Manufacturer Address

Texmark No. State

Name of Textile Authority or other allottee on whose account yarn bales are held in stock.	Number of bales in stock 400 lbs. each.					Month of packing
	Single and Folded					
	Upto & including 10s.	Above 10s. upto & including 20s.	Above 20s. upto & including 40s.	Above 40s.	Total	
	Bales	Bales	Bales	Bales	Bales	

I do hereby declare that I have compared the above particulars with the records and books of my mill and that they are, in so far as I can ascertain, accurate and complete.

Date

Place

Signature of Manager or Managing Agents.

[No. 9 (5)-Tex. 1/49.]

S. A. TECKCHANDANI, Under Secy.

COFFEE CONTROL

New Delhi, the 30th June 1952

S.R.O. 1147.—In exercise of the powers conferred by sub-section (3) of Section 4 of the Coffee Market Expansion Act, 1942 (VII of 1942), and in partial modification of the Notification of the Government of India in the late Ministry of Industry and Supply No. 13(1)-1(6)/50, dated the 12th June 1950, the Central Government, on the recommendation of the Government of Travancore and Cochin, hereby nominate Shri K. Narayana Menon, Additional Secretary to the Government of Travancore and Cochin, Development Department, Trivandrum, as a member of the Indian Coffee Board, *vice* Shri M. C. Thomas, *resigned*.

[No. 13(2)-Plant/50.]

TEA CONTROL

New Delhi, the 30th June, 1952

S.R.O. 1148.—In exercise of the powers conferred by sub-section (2) of section 4 of the Indian Tea Control Act, 1938 (VIII of 1938), the Central Government, on the recommendation of the United Planters' Association of Southern India, hereby nominate Mr. J. S. Allan of Madupatty Estate (Travancore-Cochin) to fill the vacancy on the Indian Tea Licensing Committee caused by the resignation of Shri H. C. Swaynd.

[No. 93(1) (Plant) (Tea)/52.]

N. V. RAO, Dy. Secy.

New Delhi, the 2nd July, 1952

S.R.O. 1149.—The following General Authorisation issued by the Iron and Steel Controller under Clauses 4 and 5 of the Iron and Steel Control of production and Distribution) Order, 1941, and which is in supersession of his General Authorisation contained in this Ministry's Notification No. SC(4)-4(15), dated the 5th March, 1952, is published for general information:—

"In exercise of the powers conferred on me under Clauses 4 and 5 of the Iron and Steel (Control of Production and Distribution) Order, 1941, I hereby authorise the acquisition and disposal, within the Union of India, of any quantity of imported pipe fittings without any quota certificate or authorisation. This relaxation will not, however, affect the current regulations for the fixation of selling prices for imported pipe fittings.

(Sd.)/ M. K. POWVALA,
Iron and Steel Controller."

[No. SC(A)-4(15)]

D. HEJMADI, Under Secy.

ORDERS

New Delhi, the 23rd June 1952

S.R.O. 1150.—In exercise of the powers conferred by section 4 of the Supply and Prices of Goods Act, 1950 (LXX of 1950), and in partial modification of the Notification of the Government of India in the late Ministry of Industry and Supply No. S.R.O. 503, dated the 2nd September 1950, in so far as it relates to the fixation of maximum price of Soda Ash, the Central Government hereby fixes the following Schedule of maximum price in respect of 13887 cwts. (gross) of soda ash imported from France per s.s. "Marselle" during the month of January 1952 by the Indian Commercial Company Ltd., 45/47 Apollo Street, Fort, Bombay.

SCHEDULE.

(1)	(2)	(3)	(4)	(5)
Variety of soda Cash.	Maximum price that may be charged by the importer.	Maximum price that may be charged by a distributor.	Maximum price that may be charged by a wholesale dealer	Maximum price that may be charged by a retail dealer.
Soda. Ash	Rs. 37-4-0 per cwt. Ex. Godown/F.O.R. Bombay.	The price specified in Column 2 PLUS (a) actual railway freight by goods train or actual transport charges by sea from Bombay to the place of destination, and (b) handling charges not exceeding annas eight per cwt.	The price specified in Column 3 PLUS a margin not exceeding annas eight per cwt.	The price specified in Column 4 PLUS a margin not exceeding Rs. 1-12-0 per cwt.

NOTE.—These prices are exclusive of local taxes such as Sales Tax, Octroi and other local taxes which may be charged extra.

[No. PC-7(16)/51.]

S.R.O. 1151.—In exercise of the powers conferred by section 4 of the Supply and Prices of Goods Act, 1950 (LXX of 1950), and in partial modification of the notification of the Government of India in the late Ministry of Industry and Supply No. S.R.O. 503, dated the 2nd September, 1950, in so far as it relates to the fixation of maximum price of caustic soda, the Central Government hereby fixes the following Schedule of maximum price in respect of 1478 cwts. and 120 lbs. (gross) of caustic soda imported from the United States of America per s.s. "Tosari" during the month of February 1952 by Messrs. N. Manseta and Brothers, 165 Lohar Chawal, Bombay (2).

SCHEDULE

(1)	(2)	(3)	(4)	(5)
Variety of Caus- tic soda.	Maximum price that may be charged by the importer.	Maximum price that may be charged by a distributor.	Maximum price that may be charged by a whole sale dealer	Maximum price that may be charged by a retail dealer.
Caustic soda.	Rs. 37-4-0 per cwt. Ex-godown/F.O.R. Bombay.	The price specified in Column 2 PLUS (a) actual railway freight by goods train or actual transport charges by sea from Bombay to the place of destination, and (b) handling charges not exceeding annas eight per cwt.	The price specified in Column 3 PLUS a margin not exceeding annas eight per cwt.	The prices specified in Column 4 PLUS a margin not exceeding Rs. 1-12-0 per cwt.

NOTE.—These prices are exclusive of local taxes such as Sales Tax, Octroi and other local taxes which may be charged extra.

[No. PC-7(18)/51.]

S.R.O. 1152.—In exercise of the powers conferred by section 4 of the Supply and Prices of Goods Act, 1950 (LXX of 1950), and in partial modification of the Notification of the Government of India in the late Ministry of Industry and Supply No. S.R.O. 503, dated the 2nd September, 1950, in so far as it relates to the fixation of maximum price of soda ash, the Central Government hereby makes the following amendment in the Order of the Government of India in the Ministry of Commerce and Industry No. S.R.O. 952, dated the 23rd May, 1952:—

In column 2 of the Schedule annexed to the said Order for the letters and figures "Rs. 20-8-0", the letters and figures "Rs. 25-2-9" shall be substituted.

[No. PC-7(7)/52.]

New Delhi, the 30th June, 1952

S.R.O. 1153.—In exercise of the powers conferred by Section 4 of the Supply and Prices of Goods Act 1950 (LXX of 1950), and in partial modification of the Notification of the Government of India in the late Ministry of Industry and Supply No. S.R.O. 503, dated the 2nd September 1950, in so far as it relates to the fixation of maximum price of soda ash, the Central Government hereby makes the following amendment in the Order of the Government of India in the Ministry of Commerce and Industry No. S.R.O. 945, dated the 20th May, 1952:—

In column 2 of the SCHEDULE annexed to the said Order for the letters and figures "Rs. 21-4-0", the letters and figures "Rs. 24-12-6" shall be substituted.

[No. PC-7(7)/52]

New Delhi, the 1st July, 1952

S.R.O. 1154.—In exercise of the powers conferred by section 4 of the Supply and Prices of Goods Act, 1950 (LXX of 1950), and in partial modification of the Notification of the Government of India in the late Ministry of Industry and Supply No. S.R.O. 503, dated the 2nd September 1950, in so far as it relates to the fixation of maximum price of soda ash, the Central Government hereby fixes the maximum price as shown in the Schedule annexed hereto in respect of 910 cwts. and 80 lbs. of soda ash imported from the United States of America per s.s. 'BINGTANG' during the month of April 1952, by Messrs. V. Krishnaswami, Erode, South India.

SCHEDULE

(1)	(2)	(3)	(4)	(5)
Variety of Soda ash	Maximum price that may be charged by the importer	Maximum price that may be charged by a distributor	Maximum price that may be charged by a wholesale dealer	Maximum price that may be charged by a retail dealer
Soda ash	Rs. 24-12-0 per cwt. Ex-godown/F.O.R. Madras	The price specified in Column 2 PLUS (a) actual railway freight by goods train or actual transport charges by sea from Madras to the place of destination, and (b) handling charges not exceeding annas eight per cwt.	The price specified in column 3 PLUS a margin not exceeding annas eight per cwt.	The price specified in Column 4 PLUS a margin not exceeding Rs. 1-12-0 per cwt.

NOTE.—These prices are exclusive of local taxes such as Sales Tax, Octroi and other local taxes which may be charged extra.

[No. PC-7(31)/52.]

New Delhi, the 1st July, 1952

S.R.O. 1155.—In exercise of the powers conferred by section 4 of the Supply and Prices of Goods Act, 1950 (LXX of 1950), and in partial modification of the Notification of the Government of India in the late Ministry of Industry and Supply No. S.R.O. 503, dated the 2nd September 1950, in so far as it relates to the fixation of maximum price of soda ash, the Central Government hereby makes the following amendment in the Order of the Government of India in the Ministry of Commerce and Industry No. S.R.O. 913, dated the 17th May, 1952:—

In column 2 of the SCHEDULE annexed to the said Order for the letters and figures "Rs. 22-8-6", the letters and figures "Rs. 24-5-0" shall be substituted.

[No. PC-7(7)/52]

New Delhi, the 2nd July, 1952

S.R.O. 1156.—In exercise of the powers conferred by section 4 of the Supply and Prices of Goods Act, 1950 (LXX of 1950), and in partial modification of the Notification of the Government of India in the late Ministry of Industry and Supply No. S.R.O. 503, dated the 2nd September 1950, in so far as it relates to the fixation of maximum price of soda ash, the Central Government hereby makes the following amendment in the Order of the Government of India in the Ministry of Commerce and Industry No. S.R.O. 947, dated the 31st May, 1952:—

In column 2 of the SCHEDULE annexed to the said order for the letters and figures "Rs. 22-12-4", the letters and figures "Rs. 24-9-0" shall be substituted.

[No. PC-7(7)/52]

P. S. SUNDARAM, Under Secy.

New Delhi, the 26th June 1952

S.R.O. 1157.—In exercise of the powers conferred by Section 4 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government hereby directs that the powers to make orders under section 3 of the said Act in relation to the matters specified in clauses (c), (d), (e), (f), (g), (h), (i) and (j) of sub-section (2) of the said Section shall, in respect of cotton textiles, be exercisable also by all District Magistrates and Sub-Divisional Magistrates in the State of Orissa within their respective jurisdiction subject to such directions, general or special as the Government of Orissa may from time to time issue in this behalf.

[No. 9(10)-CT/51.]

P. GOVINDAN NAIR, Dy. Secy

MINISTRY OF FOOD AND AGRICULTURE

Agriculture

New Delhi, the 26th June, 1952

S.R.O. 1158.—In exercise of the powers conferred by Section 4A of the Destructive Insects and Pests Act, 1914 (II of 1914), the Central Government hereby directs that the following amendment shall be made in the Notification of the Government of India in the Ministry of Food and Agriculture (Agri.), No. F.6-32/51-Dte.I, dated the 14th December, 1951, namely:—

In the said Rules for the words "Any articles used in packing or wrapping up banana plant" the words "material of banana plant which is used for packing or wrapping purpose", shall be substituted.

[No. F.6-32/51-Dte.I]

New Delhi, the 28th June 1952

S.R.O. 1159.—Whereas it appears to the Central Government to be necessary and expedient so to do for securing the equitable distribution of an essential commodity, namely coal:—

Now therefore in exercise of the powers conferred by section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government

is hereby pleased to direct that every person who owns or manages a cotton ginning and/or pressing factory shall on or before the 15th August 1952, submit to the Secretary, Indian Central Cotton Committee, Nicol Road, Ballard Estate, Bombay, a statement in the form in the schedule appended hereto, containing true and accurate information relating to his business.

SCHEDULE

(Information to be furnished by Ginning and Pressing Factories. Factories which do not intend to work during 1952-53 season must clearly mention so at the top of this form).

1. (a) Full name and address of the factory.
(b) Press mark (in the case of a pressing factory).
2. Name of the railway station at which the factory normally receives coal and the name of the railway on which the station is situated.
3. Normal date of commencement and date of finishing of work in the factory.
4. Number of bojas of cotton (lint) of 392 lbs. each ginned in the factory during 1950-51 season.
5. Number of bojas of cotton (lint) of 392 lbs. each ginned in the factory during 1951-52 season (up to the 30th June 1952).
6. Number of bales of raw cotton pressed in the factory during 1950-51 season.
7. Number of bales of raw cotton pressed in the factory during 1951-52 season (up to the 30th June 1952).
8. Type of power plant installed in the factory (State whether steam producer gas, diesel or electric. Give details of gin and press separately).
9. Number of gins installed in the factory. (State whether single double roller or saw gins).
10. Number of half pressed installed in the factory.
11. Number of full presses installed in the factory.
12. Tons of coal consumed by the factory during the season 1950-51.
13. Tons of firewood or fuel other than coal consumed by the factory during the season 1950-51.
14. Gallons of diesel oil consumed by the factory during the season 1950-51.
15. Tons of coal consumed by the factory during the season 1951-52 (up to the 30th June 1952).
16. Tons of firewood or fuel other than coal consumed by the factory during the season 1951-52 (up to the 30th June 1952).
17. Gallons of diesel oil consumed by the factory during the season 1951-52 (up to the 30th June 1952).
18. Quantity of coal that the Textile Commissioner recommended that the factory should receive during the 1951-52 season.
19. Quantity of coal sanctioned by the Deputy Coal Commissioner (Distribution) for 1951-52 season. (Give number and date of sanction).
20. Quantity of coal actually received by the factory as a result of items (18) and (19) above during the 1951-52 season (up to 30th June 1952).
21. Tons of coal purchased by the factory from the market during the 1951-52 season (up to the 30th June, 1952).
22. Tons of coal in stock on 30th June 1952.
23. Tons of firewood or fuel other than coal in stock on 30th June 1952.
24. Gallons of diesel oil in stock on 30th June, 1952.

25. Quantity of (i) kapas (unginned cotton) and (ii) ginned but unpressed cotton actually held in stock in the factory premises on 30th June 1952, to be ginned and pressed during 1952-53 season.
26. Estimated quantity of cotton (in bales of lint) expected to be ginned and/or pressed during the 1952-53 season (including stocks shown against item 25) by steam power.
27. Estimated quantity of coal in tons excluding the stocks of fuel shown against items (22) and (28) required by the factory during 1952-53 season.
28. Tons of coal and/or firewood not in possession of the factory but in which the factory has any lien or interest on 30th June, 1952.
29. If the factory is a member of any pool, name and address of the Secretary of the Pool may be given here.
30. Whether the factory was silent during 1951-52 season and if silent owing to pool, name and address of the Pool Secretary should be given.
31. Has the factory applied before for priority coal for 1952-53 season? If so state:
 1. Quantity applied for, and
 2. Date of application and to whom made.
32. Has the factory received sanction for priority coal shown against item (31)? If so, what quantity has been sanctioned? Whether the sanction was issued by the Provincial Coal Controller or the Director of Industries or the Deputy Coal Commissioner (Distribution) with number and date of sanction may also be stated?

NOTE.—1. In respect of fuel figures (vide items 22, 23 and 24 above) it is essential that not only stocks in possession of the factory should be shown but also any stocks that it may have a lien on/or that may be held by any of the partner or sister concerns should be shown with details.

2. Change of proprietorship of the factory must be intimated to the Secretary, Indian Central Cotton Committee, Bombay immediately the change is made.

3. In case the factory does not require coal after the application has been made or the recommendation has been issued the factory must telegraphically intimate to that effect to the Secretary, Indian Central Cotton Committee, Bombay. In the meantime any coal which happens to be despatched to the factory should be taken delivery of by the factory without delay and kept in its possession pending disposal instruction. Should a factory which has applied for the coal fail to take delivery in time the demurrage charges and other expenses incurred on that account shall be borne by that factory.

[No. F.3-187/50-JC.]

S.R.O. 1160.—In exercise of the powers conferred by Section 4A of the Destructive Insects and Pests Act, 1914 (II of 1914), the Central Government hereby, prohibits with effect from 1st July 1952, the export from the State of Bombay and the transport from that State to any other State, of the articles specified in the Schedule hereto annexed which are likely to carry the destructive disease known as "BUNCHY TOP" and thereby cause infection to crops.

SCHEDULE

(1) Banana Plant.

(2) Material of banana plant which is used for packing or wrapping up purposes.

Explanation.—In this notification "banana plant" means a plant of banana or any other plant of the genus *Musa* and includes the Sucker, stem, leaf, flower and any other part thereof but does not include the banana fruit.

[No. F.6-32/51-Dte.I.]

J. S. RAJ, Dy. Secy.

MINISTRY OF HEALTH*New Delhi the 1st July, 1952*

S.R.O. 1161.—In pursuance of sub-sections (1) and (2) of section 7 of the Drugs Act, 1940 (XXIII of 1940), the Central Government hereby directs that the following further amendment shall be made in the notification of the Government of India in the Ministry of Health, No. F.1-3/47-D(II), dated the 13th September, 1948, constituting the Drugs Consultative Committee, namely:—

In the said notification, under the heading 'Nominated by State Governments' for the entry "(2) Dr. V. Iswarlah, B.A., M.B.B.S., M.R.C.P. (Edin), F.R.F.P.S. (Glax), Professor of Pharmacology, Medical College, Madras", the following entry shall be substituted, namely:—

"(2) Dr. M. V. Ramanamurthi, M.B.B.S., F.R.C.S. (Edin), Deputy Director of Medical Services and Drugs Controller, Madras".

[No. F.4-3/52-D.S.]

S. DEVANATH, Under Secy.

MINISTRY OF COMMUNICATIONS*New Delhi, the 23rd June, 1952*

S.R.O. 1162.—In exercise of the powers conferred by rule 160 of the Indian Aircraft Rules, 1937, the Central Government is pleased to exempt for a further period up to the 31st December 1952, all persons in charge of aircraft engaged in international navigation from the operation of clause (v) of sub-rule (2) of rule 7 of the said Rules, in so far as it requires such persons to carry in the said aircraft, the aircraft and engine log books subject to the condition that working copies of the aforesaid documents are carried in the said aircraft.

[No. 10-A/38-52.]

P. K. ROY, Dy. Secy.

New Delhi the 26th June, 1952

S.R.O. 1163.—In exercise of the powers conferred by sub-rule (2) of rule 135 of the Indian Aircraft Rules, 1937, the Central Government is pleased to appoint Shri K. M. Raha, Deputy Director General of Civil Aviation, as a member of the Air Transport Licensing Board with effect from the forenoon of the 26th June, 1952 and until further orders, *vice* Shri T. P. Bhalla, Director General of Civil Aviation, now on deputation *ex-India*.

[No. 11-A/3-51]

A. V. PAI, Secy.

MINISTRY OF TRANSPORT*New Delhi, the 25th June, 1952*

S.R.O. 1164.—*Corrigendum.*—In this Ministry's notification No. 6-P-II(29)/52, dated the 12th May, 1952, published on page 828 of the *Gazette of India*, Part II, Section 3, dated the 24th May, 1952, for "8th May, 1942" occurring in second line in Serial No. 2 under the first column of the Schedule annexed thereto, read "18th May 1942".

[No. 6-P-II(29)/52.]

S.R.O. 1165.—*Corrigendum.*—In this Ministry's notification No. 6-P-II(23)/52-II, dated the 12th May, 1952, published at page 811 of the *Gazette of India*, Part II, Section III, 17th May, 1952, for "Other vegetable oils in bulk" occurring under the column headed "Description of goods" read "Other vegetable oils in bulk".

[No. 6-P-II(23)/52.]

C. PARTHASARATHY, Under Secy.

PORTS

New Delhi, the 26th June 1952

S.R.O. 1166.—In exercise of the powers conferred by clause (k) of sub-section (1) of section 6 of the Indian Ports Act, 1908 (XV of 1908), and in supersession of the Cochin State Harbour Craft Rules, 1924, the Central Government hereby directs that the following amendment shall be made in the Cochin Harbour Craft Rules, 1947, the same having been previously published as required by sub-section (2) of the said section, namely:—

In rule 2 of the said Rules, for the definition of the term "Port" the following definition shall be substituted, namely:—

"Port" means the Port of Cochin comprised within the territories of the States of Travancore-Cochin and Madras the limits of which have been specified in the notification of the Government of India in the Ministry of Transport No. 11-P(107)/49, dated the 8th January 1952.

[No. 6-P.II(89)/51.]

T. S. PARASURAMAN, Dy. Secy.

PORTS

New Delhi, the 27th June, 1952

S.R.O. 1167.—In pursuance of sub-section (3) of section 6 of the Bombay Port Trust Act, 1879 (Bombay Act VI of 1879), the Central Government is pleased to publish the following return received from the Municipal Secretary, Bombay Municipal Corporation, namely:—

Return showing the name of the Councillor elected by the Municipal Corporation of Greater Bombay, in accordance with the provisions of section 13(1) of the Bombay Port Trust Act, 1879 to be a member of the Board of Trustees of the Port of Bombay in place of Shri Asoka R. Mehta, resigned.

Date of election	Name of person elected
19th June, 1952.	Dr. S. G. Patel.

[No. 8-P.I(94)/52]

S. N. CHIB, Dy. Secy.

New Delhi, the 30th June, 1952

S.R.O. 1168.—*Corrigendum.*—In the notification of the Government of India in the Ministry of Transport No. 58-M.I.(2)/36-M.A., dated the 10th April, 1952, published on pages 676 to 684 of the *Gazette of India*, Part II, Section 3, dated the 19th April, 1952, in Part II of Schedule A under the column headed "Quantity or Number" against item "Syringe urethral female" for the entry "11" read "1".

[No. 58-M.I.(2)/36-M.A.]

LACHHMI NARAIN, Asstt. Secy.

MINISTRY OF WORKS, HOUSING & SUPPLY

New Delhi the 1st July, 1952

S.R.O. 1169.—In exercise of the powers conferred by clause (c) of sub-section (2) of section 27A of the Indian Boilers Act, 1923 (V of 1923), the Central Government hereby nominates Mr. N. R. Mohindra, officiating Chief Inspector of Boilers, Factories and Electrical Inspector, Delhi and Ajmer, to be a member of the Central Boilers Board to represent Part C States.

[No. M/BL-308(17)51]

A. K. SEN, Under Secy.

MINISTRY OF PRODUCTION*New Delhi, the 25th June 1952*

S.R.O. 1170.—In exercise of the powers conferred by sub-section (1) of section 11 of the Mines and Minerals (Regulation and Development) Act, 1948 (LIII of 1948), the Central Government hereby rescinds the notification of the Government of India in the late Ministry of Works, Mines and Power No. P-3, dated the 20th April 1950.

[No. 25-CI(6)/52.]

S.R.O. 1171.—The following draft of certain further amendments in the Coal Mines Safety (Stowing) Rules, 1939, which it is proposed to make in exercise of the powers conferred by section 17 read with section 19 of the Coal Mines (Conservation and Safety) Act, 1952 (XII of 1952), is published, as required by sub-section (1) of section 17, for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the 5th July 1952.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Government.

Draft Amendments

In the said Rules for each of the expressions "Secretary to the Board" or "Secretary" wherever it occurs the expression "Secretary (Stowing) to the Chairman, Coal Board" shall be substituted.

[No. 19-CI(1)/52.]

P. M. NAYAK, Dy. Secy.

Central Boilers Board*New Delhi, the 25th June 1952*

S.R.O. 1172.—The following draft of a further amendment to the Indian Boiler Regulations, 1950, which the Central Boilers Board propose to make in exercise of the power conferred by section 28 of the Indian Boilers Act, 1923 (V of 1923), is published as required by sub-section (1) of section 31 of the said Act, for the information of all persons likely to be affected thereby, and notice is hereby given that the draft will be taken into consideration on or after the 15th August 1952.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Boilers Board. Such objections or suggestions should be addressed to the Secretary, Central Boilers Board, Ministry of Works, Housing and Supply, North Block, New Delhi.

Draft Amendments

In sub-clause (a) of regulation 36 of the said Regulations, for the figures "0.045" and "0.04" the figures "0.05" shall be substituted in both places.

[No. M/BL-304(72)]

S.R.O. 1173.—In pursuance of clause (g) of Regulation 2 of the Indian Boiler Regulations, 1950, the Central Boilers Board hereby recognises Vereinigung der Technischen Überwachungs-Vereine e.V., Essen, Herkulesstr., Germany (Corporation of the Technical Inspection Associations) as authority competent to grant certificate in Form II annexed to the said Regulation.

[No. M/BL-312(11).]

New Delhi, the 28th June 1952

S.R.O. 1174.—The following draft of a further amendment to the Indian Boiler Regulations, 1950, which the Central Boilers Board propose to make in exercise of the power conferred by section 28 of the Indian Boilers Act, 1923 (V of 1923), is published as required by sub-section (1) of section 31 of the said Act, for the

information of all persons likely to be affected thereby, and notice is hereby given that the draft will be taken into consideration on or after the 15th August 1952.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Boilers Board. Such objections or suggestions should be addressed to the Secretary, Central Boilers Board, Ministry of Works, Housing and Supply, North Block, New Delhi.

Draft Amendment

After clause (b) of regulation 348 of the said Regulations, the following clause shall be inserted, namely:—

“(c) Cold drawn pipes shall be carefully annealed throughout their length after the operation of drawing”.

[No. M/BL-304(71)/51.]

N. P. DUBE, Secy.

New Delhi, the 28th June 1952

S.R.O. 1175.—The following draft of a further amendment to the Indian Boiler Regulations, 1950, which the Central Boilers Board propose to make in exercise of the power conferred by section 28 of the Indian Boilers Act, 1923 (V of 1923), is published as required by sub-section (1) of section 31 of the said Act, for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the 31st July 1952.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Boilers Board. Such objections or suggestions should be addressed to the Secretary, Central Boilers Board, Ministry of Works, Housing and Supply, North Block, New Delhi.

Draft Amendment

In item (iv) of clause (b) of regulation 392 of the said Regulations after the words “vertical, horizontal, overhead” the word “groove” shall be inserted.

[No. M/BL-307(51).]

New Delhi, the 30th June, 1952

S.R.O. 1176.—The following draft of a further amendment to the Indian Boiler Regulations 1950, which the Central Boilers Board propose to make in exercise of the power conferred by section 28 of the Indian Boilers Act, 1923 (V of 1923), is published as required by sub-section (1) of section 31 of the said Act for the information of all persons likely to be affected thereby, and notice is hereby given that the draft will be taken into consideration on or after the 15th August 1952.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Boilers Board. Such objections or suggestions should be addressed to the Secretary, Central Boilers Board, Ministry of Works, Housing and Supply, North Block, New Delhi.

Draft Amendment

In the said Regulations—

1. In regulation 5 after clause (iii) the following clause shall be inserted, namely:—

“(iv) when the material and the make of steam pipes have not been supported by certificates from the manufacturers or approved Test House, the pipes shall be treated as wrought iron lap-welded pipes and they shall be presented for a hydraulic test before erection *in situ*.”

2. In clause (c) of regulation 381 for the words

“and may issue a provisional order under Section 9 of the Act in Form V” the sentence “a provisional order under Section 9 of the Act in Form V may be issued after the hydraulic test” shall be substituted.

[No. M/BL-304(12)/52]

S.R.O. 1177.—The following draft of a further amendment to the Indian Boiler Regulations, 1950, which the Central Boilers Board propose to make in exercise of the power conferred by section 28 of the Indian Boilers Act, 1923 (V of 1923), is published as required by sub-section (1) of section 31 of the said Act, for the information of all persons likely to be affected thereby, and notice is hereby given that the draft will be taken into consideration on or after the 15th August, 1952.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Boilers Board. Such objections or suggestions should be addressed to the Secretary, Central Boilers Board, Ministry of Works, Housing and Supply, North Block, New Delhi.

Draft Amendment

Regulation 156 of the said Regulations shall be lettered as clause (a) of regulation 156 and in clause (a) as so lettered after the words "The thickness of the" the word "forged" shall be inserted; and

after the said clause as so lettered the following clause shall be inserted in regulation 156, namely:—

"(b) The thickness of Stand Pipes and Branches secured to drums and headers by expanding, screwing or welding shall be not less than that given in table below:—

Minimum Body Thicknesses of Standpipes and Branches Secured by expanding, screwing or welding.

Nominal bore of standpipes and branches	Thickness of shell	Minimum body thickness*
in.	in.	in.
Up to and including 1·1/2	1/2 and over	1/4
Over 1·1/2 up to and including 2·1/2	5/8 and over	5/16
Over 2·1/2 up to and including 4·1/2	7/8 and over	7/16
Over 4·1/2 up to and including 8	1 and over	1/2
Over 8 up to and including 10	1·1/4 and over	5/8

*For thinner shells than given above, minimum body thickness not less than one-half the thickness of the shell

[No. M/BL-304(8)/52]

A. K. SEN, Secy.

MINISTRY OF LABOUR

New Delhi, the 25th June 1952

S.R.O. 1178.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (XIV of 1947), the Central Government hereby publishes the following award of the All India Industrial Tribunal (Bank Disputes), in respect of an application under Section 33-A of the said Act preferred by Shri K. M. Poulouse, a workman of the South Indian Bank Limited.

BEFORE THE ALL INDIA INDUSTRIAL TRIBUNAL (BANK DISPUTES)
AT BOMBAY

COMPLAINT NO. 12 OF 1952 UNDER SECTION 33A OF THE INDUSTRIAL DISPUTES ACT, 1947.

Shri K. M. Poulouse,
Cashier,
South Indian Bank Ltd.,
Madras,

} Complainant.

Versus

The South Indian Bank Ltd.,
Head Office,
Trichur.

} Opposite Party.

AWARD

This is a complaint under Section 33A of the Industrial Disputes Act, 1947 by one Shri K. M. Poulouse, an employee of the South Indian Bank Ltd. sent to this Tribunal through the Commercial Employees' Association, Madras. Shri Poulouse was working in the Madras Office of the Bank when he was transferred to Trichur. The object of the complaint is to get an order from the Tribunal directing the bank to re-transfer the complainant to Madras and to award adequate compensation for costs incurred in this connection. The complaint was taken on our file on 14th April 1952. Before notice could be issued on the complaint to the bank Shri Poulouse sent to us a copy of a letter dated 17th April 1952 addressed by him to the Board of Directors of the Bank in which he intimated that he wanted to withdraw his request for transfer back to Madras. Thereafter we wrote to Shri Poulouse on 28th April 1952 asking him to confirm whether he was withdrawing his complaint against the bank. He was also informed that on such confirmation, the complaint would be posted on 17th May 1952 formally for orders as to withdrawal. By way of reply to this letter Shri Poulouse has now written to us to say that he is withdrawing his complaint and that he does not "want any transfer to any place from Trichur". This letter is dated 2nd May 1952 and it appears that a copy of this letter has been sent to the General Manager of the Bank and also to the General Secretary of the Commercial Employees Association, Madras. Subsequently, we have also written to the General Secretary of the Commercial Employees' Association on 10th May 1952 informing him that Shri Poulouse wants to withdraw his complaint and that formal orders would be passed on 17th May, 1952. When the case was taken up neither the employee nor any one on behalf of the Commercial Employees' Association was present.

Under the circumstances the only 'award' that can be passed is to dismiss this complaint.

S. PANCHAPAGESA SASTRY, *Chairman.*

M. L. TANNAN, *Member.*

V. L. D'SOUZA, *Member.*

BOMBAY;

30th May, 1952.

[No. LR-100(18)]

S.R.O. 1179.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (XIV of 1947), the Central Government hereby publishes the following awards of the Industrial Tribunal, Calcutta in the matter of applications under section 33-A of the Industrial Disputes Act, 1947.

CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT CALCUTTA.

20/1 GURUSADAY ROAD, BALLYGUNGE, CALCUTTA-19.

Application No. 7/1952 (U/S 33-A of the Act)

Before Shri K. S. Campbell-Puri, B.A., LL.B., Chairman.

PARTIES:

Shri Tulkey Sonar (Regd. No. 18481), Driver, Assam Oil Company Ltd.,
Digboi ... Applicant.

The Assam Oil Company Ltd., Digboi ... Respondent.

In the matter of an application under section 33-A of the Industrial Disputes Act, 1947 (as amended) preferred by Shri Tulkey Sonar (Regd. No. 18481), Driver, Assam Oil Company Ltd., Digboi (admitted during the pendency of Reference No. 2 of 1951).

Appearances: Shri S. K. Basu for the applicant.

Shri J. K. Ghosh for Assam Oil Company.

AWARD

This is an application filed by one Shri Tulkey Sonar (Regd. No. 18481) under section 33-A of the Industrial Disputes Act, 1947, and his grievance is that he

has been demoted from a higher job to one drawing lesser wages. It was alleged *inter alia* that some time back when he was working as a light lorry driver at Digboi he was sent out promotion on wages at the rate of Rs. 3-10-0 per day and he worked as a heavy lorry driver for about two years and considered himself as such for all intent and purposes but he was again reverted to his previous place on daily wages at the rate of Rs. 2-10-0 per day and thereby has been demoted from the post of heavy lorry driver to one of light lorry driver with a reduction of Re. 1 per diem. It was contended on his behalf that there has been a change in the conditions of service in violation of the provisions of section 33 of the Act and the Company be directed to restore him to his former post of heavy lorry driver and to compensate him for the loss for the intervening period.

The claim of the petitioner was resisted by the Company and it was pleaded that there had been no change in the terms and conditions of service much less any violation of the provisions of section 33 of the Industrial Disputes Act. The Respondent explained in the written statement the whole position and submitted that the petitioner was not made heavy lorry driver as a permanent hand and what actually transpired was that he was given a temporary chance and transferred from Digboi to Nichugarh where he worked no doubt for about two years but on the request of his wife as evidenced from her application (Ex. 1) he was brought back to Digboi to join his substantive post *viz.* light lorry driver on the original salary. Reliance was placed on all the relevant documents exhibited as 1 to 5.

Now this documentary evidence reveals that the applicant was working in the Transport Department as a light lorry driver in the year 1949 and was drawing daily wages at the rate of Rs. 2-6-0 when the Driller in-charge recommended his case to the General Manager for temporary promotion to heavy lorry driver's grade and he was sent out of Digboi on the specific understanding that he will be reverted to his former position, when so required. In this connection (Ex. 2) a copy of service note of Tulkey Sonar indicates that this fact was duly explained to the applicant by the officer concerned (Mr. W. Rowley) even a year after *i.e.*, in 1951. The note reads as follows:

Ex. 2. "This Light Lorry Driver has been working as a temporary Heavy Lorry Driver for more than one year and is therefore recommended for increment. When he will be reverted to his former position (Light Lorry Driver) his rate will be Rs. 2-10-0 which may be explained to him and the fact be communicated to us for our records. Light Lorry Drivers are on the grade 1-12-0 to 2-10-0. In this connection we refer to G.M.'s letter No. FD. 2004/27C of 6th December 1949 to you copied to us."

Shri S. K. Basu in reply to this documentary evidence could only say that if any entry was made in the Company's record that was to their advantage and it would not affect the applicant's case. This kind of argument hardly requires any serious consideration; because Ex. 2 contains all the details of the applicant's service and purports to have been signed by more than one officers at different dates and it is futile to treat such authentic document, prepared in due course of business in this light manner. I am conscious, of course, that the applicant worked for about two years on a higher job and after this pretty long period he had to revert to his substantive post but this does not in any way improve the position when he was not actually made permanent or confirmed as a heavy lorry driver at the rate of Rs. 3-10-0 per day. It was just possible that he should have been made permanent but for the request of his wife which necessitated his reversion. At any rate the reversion was made in terms of the original order of promotion and by no stretch of reasoning can be treated as violation of the conditions of service as contemplated under section 33. For all these reasons the application fails on merits and the same is dismissed. Awarded accordingly.

CALCUTTA;

10th June 1952.

K. S. CAMPBELL-PURI, Chairman.

CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT CALCUTTA.

20-1 GURUSADAY ROAD, BALLYGUNGE, CALCUTTA-19.

Application No. 8/1952 (u/s 33-A of the Act)

Before Shri K. S. Campbell-Puri, B.A., LL.B., Chairman.

PARTIES;

Mohd. Ishaque (Regd. No. 9383), Clerk, Drilling Department, Assam Oil Company Ltd., Digboi Applicant.

Versus

The Assam Oil Company Ltd., Digboi Respondent.

in the matter of an application under Section 33-A of the Industrial Disputes Act, 1947 (as amended) preferred by Muhammed Ishaque (Regd. No. 9383), Clerk, Drilling Department, Assam Oil Company Ltd., Digboi (admitted during the pendency of Reference No. 2 of 1951).

Appearances:

Shri S. K. Basu for the applicant.

Shri J. K. Ghosh for Assam Oil Company Ltd.

AWARD

This is an application filed by one Moulvi Mohd. Ishaque (Regd. No. 9383) under section 33-A of the Industrial Disputes Act, 1947 and his grievance is that, although he is the seniormost clerk in the Department and on more than one occasion had acted in higher grades, yet he has been denied the chance this time to act in place of Shri D. Barroah who has gone on two months leave and a clerk junior to him has been promoted.

It was alleged *inter-alia* that the petitioner should have been up-graded long ago but on account of undue discrimination shown in the matter of promotion in higher grades he has been deprived of promotion. The petitioner further complains that this step-motherly treatment has been meted to him on account of his trade union activities and as such his case is one of victimization.

The petitioner in support of the allegation, made in the complaint relied upon various documents placed on the record (Exs. A to U). Of this evidence Exs. A to E deal with the nature of job assessment and the correspondence of the applicant with the General Manager and Labour Superintendent regarding his case. The other Exhibits comprise of various certificates and testimonials of good work and as well as copies of works committee proceedings in which the petitioner represented the labour as Joint Secretary. The applicant also filed a rejoinder in the form of written argument wherein criticism has been levelled against the method of fixing of pay scales and grade system and it was complained that he should have got Grade II long ago but for this ill-devised method of grades and system of job assessment introduced by the Assam Oil Company.

Shri S. K. Basu arguing on behalf of the petitioner mainly stressed that the claim of the applicant was just as borne out by his long service and good work disclosed from the certificates of the Officers in-charge exhibited on the record, and that he was superseded as he happened to be the Vice-President of Assam Oil Company Labour Union.

Shri Ghosh, the learned counsel for the Company raised a preliminary objection to the effect that the application was not maintainable inasmuch as the question of promotion does not form any condition of service and as such does not attract the provisions of section 33. Reliance was placed on a decision published in the Calcutta Gazette dated 8th February 1951 at page 340—Kinison Jute Mill Vs. Their workmen. On merits the Company filed a note (Ex. 1) wherein the whole history of the applicant's career in service from the time of his joining the Company's service up to the present time is narrated. This document reveals that the petitioner joined the Company's service as a clerk in the year 1927 on Rs. 45. He was however discharged on 23rd May 1928 on account of reduction in staff. The petitioner was again employed in 1952 i.e., after four years as a typist on Rs. 40 per month but was discharged again in September

1939 after the termination of the strike. He was re-engaged in January 1940 on his previous pay i.e., on Rs. 65 a month. This time it so happened that he absented himself in June 1942 without having obtained leave and was discharged from service. After more than a year he was re-engaged in March 1943 in the Drilling Department. Since then he has been receiving his increments regularly and is still a Grade I clerk drawing Rs. 125 a month. It was also mentioned that Shri P. C. Sen Sarmah, who has now relieved Shri Barooah is a Grade II clerk and is drawing Rs. 150 a month.

Now the petitioner's case as disclosed in his rejoinder is that if the petitioner's services should have been computed from his first appointment when he joined service then he should have been up-graded long ago. The difficulty, however, that comes in his way is that he rejoined the Company's service as new entrant in the first instance after four years and second time also after a year or so, as new hand with open eyes and it does not stand to reason as to how his service could be computed now from the very beginning. The appointments that he took up subsequently were accepted by him and furthermore even if he feels aggrieved on that account the cause of action arose long ago, and cannot fall within the ambit of section 33 which deals with cases arising during the pendency of proceedings in Reference No. 2 of 1951. As stated above he has been getting his regular increments since 1943 and if he has not been able to go up to higher grades that was due to break in his service, and the plea of bad labour practice is devoid of any force. In the circumstances I find no substance in the complaint on merits and the application must fail. The same is dismissed. Awarded accordingly.

K. S. CAMPBELL-PURI, *Chairman.*

CALCUTTA;

11th June, 1952.

[No. LR-2(310)]

ORDER

New Delhi, the 25th June 1952

S.R.O. 1180.—In exercise of the powers conferred by section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), the Central Government hereby directs that the following amendment should be made in the Order of the Government of India in the Ministry of Labour No. S.R.O. 42, dated the 8th January 1952, namely:—

In the Schedule to the said Order the entries against serial numbers 103, 104 and 105 shall be omitted.

[No. LR.100(9)]

N. C. KUPPUSWAMI, *Under Secy.*

New Delhi, the 27th June 1952

S.R.O. 1181.—In exercise of the powers conferred by clause (1) of article 258 of the Constitution, the President hereby entrusts to the Government of Hyderabad, with its consent, the functions of the Central Government under sub-section (1) of section 20 of the Minimum Wages Act, 1948 (XI of 1948).

[No. LWI-24(61).]

P. N. SHARMA, *Under Secy.*

New Delhi, the 28th June 1952

S.R.O. 1182.—In pursuance of Sub-section (4) of Section 11 of the War Injuries (Compensation Insurance) Act, 1943 (XXIII of 1943) and rule 7 of the War Injuries Compensation Insurance Rules, 1943, the Central Government hereby publishes the following account of the War Injuries Compensation Insurance Fund during the six months ending the 31st December, 1951.

Account of sums received into and paid out of the War Injuries Compensation Insurance Fund during the six months ending the 31st December, 1951.

Particulars	Receipts		Particulars	Expenditure	
	Amount	Progress of receipts upto the end of Dec. 1951		Amount	Progress of expenditure upto the end of Dec. 1951
1	2	3	4	5	6
		Rs. As. P.			Rs. As. P.
Advances of premium.	..	6,86,841 13 8	(i) Compensation under War Injuries Compensation Insurance Scheme.	..	13,877 9 0
Advances from General Revenues under section 11(2)	(ii) Remuneration of expenses of Government Agents.	..	65,592 9 6
Miscellaneous	(iii) Expenses of the staff employed to do work in the Provinces and at the Headquarters of the Central Government.	..	1,33,770 8 6
			(iv) Expenses of the additional staff required to cope with the audit and accounting arrangements.	..	15,515 5 7
			(v) Miscellaneous	..	11,515 10 6
TOTAL		6,86,841 13 8	[TOTAL]		2,39,771 11 1

[No. SS.142(17)]

S. NEELAKANTAM, Dy. Secy,

